

in the united states
western district
of
north carolina
district court

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ASHEVILLE, N.C.

NOV 05 2018

Clerk, U.S. Dist. Court
W. Dist. of N.C.

j'barre hope

v

REHABILITATIVE

DIVERSION UNIT

OF

MARION CORRECTIONAL

Motion to Disqualify

I

Comes now j'barre hope, movant pro se and hereby moves this court to exercise it's juridical powers and disqualify the N.C. DEPARTMENT OF JUSTICE and the N.C. D.P.S. GENERAL COUNSEL OFFICE from providing legal assistance or advice to the defendant in this case.

II

The matter is properly before the court ad litem.

III

(1) The N.C. DEPARTMENT OF JUSTICE is authorized to represent and provide legal assistance to departments, institutions, and agencies of the STATE. see A.0107(a) N.C. DPS D.O.P. Policy & Procedures (2016)

(2) The N.C. D.P.S. GENERAL COUNSEL OFFICE is authorized to support the Director of Prisons and His/Her staff on matters of interest that require legal assistance and or legal opinion. see id at (b).

(3) The REHABILITATIVE DIVERSION UNIT OF MARION CORRECTIONAL is not a department, institution, or agency of the STATE, (see REHABILITATIVE DIVERSION UNIT PROGRAM OVERVIEW see also id at 0106(a)(4)) nor is it's staff the Director of Prisons or other Prison staff. see INSTITUTION OVERVIEW viz R.D.U. Program.